

NO. 67609

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAY 24 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 11 1994 under 59743T

The applicant **Blue Diamond Materials, Inc** hereby makes application for permission to change the **point of diversion, manner of use and place of use** of water heretofore appropriated under **Permit 56229**

1. The source of water is **Underground**
2. The amount of water to be changed **1.0 c.f.s. 489 a.f.a.**
3. The water to be used for **Industrial and Domestic**
4. The water heretofore permitted for **Mining and Milling**
5. The water is to be diverted at the following point **within NW¼ of the NE¼ of Section 26, Township 22 South, Range 60 East, MDB&M, Clark County, Nevada, from which the northeast corner of said Section 26 bears North 63° 30' 54" East, a distance of 2863.18 feet. See map filed with Applications 59743T and 59744T.**
6. The existing permitted point of diversion is located within **SW¼ SE¼ Section 9, Township 22 South, Range 62 East, MDB&M, or at a point from which the S¼ corner of said Section 9 bears South 49° 42' 20" West a distance of 304.0 feet**
7. Proposed place of use **All land lying East of the Union Pacific Railroad right of way within the SE¼ of Section 23, and the N½ of the NE¼ of Section 26, all within Township 22 South, Range 60 East, MDB&M, Clark County, Nevada. See map filed with Applications 59743T and 59744T.**
8. Existing place of use **SE¼ Section 9, E½ Section 16, W½ NW¼, SE¼ NW¼, SW¼ NE¼, N½ S½ Section 15; all located within Township 22 South, Range 62 East, MDBM&M**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Existing 10 inch cased well, 6 inch pump, pump house, and appurtenances**
12. Estimated cost of works **\$85,000.00**
13. Estimated time required to construct works **Works are complete**
14. Estimated time required to complete the application of water to beneficial use **5 years**

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15. Remarks:

By **Thomas D. Driggs, Agent**
s/ **Thomas D. Driggs**
3773 Howard Hughes Pkwy, Suite 290N
Las Vegas, Nevada 89109

Compared gkl/ cam

Protested _____

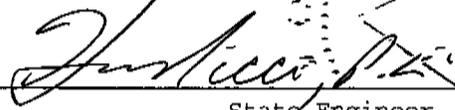
DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that its approval would conflict with existing rights and would threaten to prove detrimental to the public interest.

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 7th day of December, A.D. 2004.



State Engineer